

NATURE OF CHARGE: Adulteration, Section 402(a)(3), the products consisted in whole or in part of filthy substances; and, Section 402(a)(4), they had been held under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 31, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered sold. It was further ordered that the products be denatured under the supervision of the Food and Drug Administration so that they could not be disposed of for human consumption.

9841. Adulteration of rice. U. S. v. 247 Bags of Rice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 20004. Sample No. 19335-H.)

LIBEL FILED: May 16, 1946, Southern District of Iowa.

ALLEGED SHIPMENT: On or about January 17, 1946, from De Witt, Ark.

PRODUCT: 247 100-pound bags of rice at Des Moines, Iowa, in possession of the Blue Line Storage Co. The product had been stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta was observed on them. Examination showed that the product contained rodent excreta and rodent hair fragments.

NATURE OF CHARGE: Adulteration, Section 402(a)(3), the article consisted in whole or in part of a filthy substance; and, Section 402(a)(4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 21, 1946. The Smith Rice Mills Co., De Witt, Ark., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation of the unfit portion and its conversion into animal feed or alcohol, under the supervision of the Federal Security Agency.

CHOCOLATE, SUGARS, AND RELATED PRODUCTS

CANDY

9842. Adulteration of confectionery. U. S. v. Favorite Confection Co. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 20126. Sample Nos. 18796-H, 18797-H.)

INFORMATION FILED: June 27, 1946, Western District of Wisconsin, against the Favorite Confection Co., a corporation, Eau Claire, Wis.

ALLEGED SHIPMENT: On or about November 7, 1945, from the State of Wisconsin into the State of Minnesota.

PRODUCT: These products consisted of small bottle-shaped paraffin wax containers filled with a red sirup and small cone-shaped paraffin wax containers with a marshmallow filling.

LABEL, IN PART: "80 Count 1¢ Each Paraffin-Wax Soda Cones [or "Filled Bottles"]."

NATURE OF CHARGE: Adulteration, Section 402(a)(3), the articles consisted in part of filthy substances by reason of the presence of insect fragments, rodent hair fragments, a mite, and unidentified hair fragments; and, Section 402(a)(4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: July 8, 1946. A plea of nolo contendere having been entered, the court imposed a fine of \$500.

9843. Adulteration of confectionery. U. S. v. 5 Cases of Confectionery. Consent decree of condemnation and destruction. (F. D. C. No. 20061. Sample No. 47721-H.)

LIBEL FILED: June 10, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about May 13, 1946, by the G. and B. Candy Co., from Dallas, Tex.

PRODUCT: 5 cases, each containing 24 cartons of 80 pieces, of confectionery at Denver, Colo. The product was a small paraffin bottle containing a sweetened, artificially flavored and colored liquid. Examination showed the presence of saccharin.

LABEL, IN PART: "1¢ Each Bottle-O-Juice Ingredients Purified Paraffine Wax, Artificial Flavor, U. S. Certified Color, Sugar, Citric Acid, Water, Corn Syrup."

NATURE OF CHARGE: Adulteration, Section 402 (d), the product was confectionery and contained saccharin, a nonnutritive substance.

DISPOSITION: June 28, 1946. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

9844. Adulteration of candy. U. S. v. 1,297 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 20342. Sample No. 48951-H.)

LABEL FILED: June 18, 1946, Northern District of Alabama.

ALLEGED SHIPMENT: On or about February 28, 1946, by the Stick Candy Company, from Shreveport, La.

PRODUCT: 1,297 boxes, each containing 36 sticks, of candy at Jasper, Ala.

LABEL, IN PART: "Barber Pole Stick Candy."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of beetles, insect parts, insect excreta, and rodent hairs.

DISPOSITION: July 22, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9845. Adulteration of candy. U. S. v. 69 Cases of Candy. Default decree of condemnation and destruction. (F. D. C. No. 19967. Sample No. 54517-H.)

LABEL FILED: May 31, 1946, Western District of South Carolina.

ALLEGED SHIPMENT: On or about March 23, 1946, by the Eason Candy Co., from Oklahoma City, Okla.

PRODUCT: 69 cases, each containing 25 pounds, of candy at Greenville, S. C.

LABEL, IN PART: "Toasted M. M. Squares * * * Manufactured by Norton Candy Co. Oklahoma City."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance, since it had undergone fermentation and was decomposed.

DISPOSITION: July 5, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9846. Adulteration of candy. U. S. v. 56 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 19917. Sample No. 63386-H.)

LABEL FILED: May 14, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about April 1, 1946, by the Federal Sweets and Biscuit Co., Inc., Clifton, N. J.

PRODUCT: 56 boxes, each containing 48 1½-ounce pieces, of candy at Bronx, N. Y.

LABEL, IN PART: "Dutch Maid Chocolate Caramel Peanut Rounders."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments; and, Section 402 (a) (4), the product had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 10, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

9847. Adulteration of candy. U. S. v. 45 Gold Digger Punchboard Deals. Default decree of condemnation and destruction. (F. D. C. No. 19876. Sample No. 35094-H.)

LABEL FILED: May 17, 1946, Eastern District of Arkansas.

ALLEGED SHIPMENT: On or about March 4, 1946, by the Star Candy Co., from Dallas, Tex.

PRODUCT: 45 boxes (punchboard deals), each containing 2 8-ounce bars, 1 1-pound bar, and 12 1-ounce bars, of candy at Jonesboro, Ark.

LABEL, IN PART: (Boxes) "Gold Digger Deal."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the candy consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments and insect fragments.

DISPOSITION: June 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.